

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: _____
ADNAN SHENNIB _____ Group Art Unit _____
Serial No. _____ Examiner: _____
Filed: Herewith _____

Title: REMOTE MAGNETIC ACTIVATION OF HEARING DEVICES

COMBINED DECLARATION AND POWER OF ATTORNEY

As the below named inventor, I hereby declare that:

Type of Declaration

This declaration is made in an original application for utility patent.

Inventorship and Specification Identification

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention set forth above, the specification of which is being filed in the Patent and Trademark Office herewith.

Acknowledgment of Review of Papers and Duty of Candor

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims thereof.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, section 1.56(a).

Power of Attorney

As the named inventor, I hereby appoint Donald R. Greene, Reg. No. 22,470, as attorney to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

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Send correspondence to:
Donald R. Greene
Post Office Box 12995
Scottsdale, AZ 85267-2995

Direct telephone calls to:
Donald R. Greene
Tel: 602-488-9895
Fax: 602-488-5654

Declaration

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signature

Full name of sole inventor: Adnan Shennib

Inventor's signature ✓ Adnan Shennib

Date ✓ OCT 26 1998

Country of Citizenship: United States of America

Residence: Fremont, California

Post Office Address: 34337 Xanadu Terrace
Fremont, California 94555

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

ADNAN SHENNIB

Group Art Unit _____

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Title: REMOTE MAGNETIC ACTIVATION OF HEARING DEVICES

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) and 1.27(b))--INDEPENDENT INVENTOR**

As the below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35 United States Code, to the U.S. Patent and Trademark Office (PTO) with regard to the invention described in the above-captioned specification filed in the PTO herewith.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed or licensed or am under an obligation under contract or law to assign, grant, convey or license any rights in the invention is listed below*:

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

- INSONUS MEDICAL, INC., a California corporation, having an office in Hayward, California (Verified Statement of Small Entity Status filed herewith).

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which

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status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF INDEPENDENT INVENTOR: Adnan Shennib

ADDRESS: 34337 Xanadu Terrace
Freemont, California 94555

Signature: ✓ Adnan Shennib

Date: ✓ OCT 26 1998

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

ADNAN SHENNIB

Group Art Unit _____

Serial No. _____

Examiner: _____

Filed: Herewith

Title: REMOTE MAGNETIC ACTIVATION OF HEARING DEVICES

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) and 1.27(c))--SMALL BUSINESS CONCERN**

Commissioner of Patents and Trademarks
Washington, D.C. 20231

I hereby declare that I am an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN **InSonus Medical, Inc.**
ADDRESS OF CONCERN **2506-B Technology Drive**
 Hayward, CA 94545

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41 (a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full time, part time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law in the above-captioned application and in the invention disclosed therein have been conveyed by the inventor named as the applicant therein, to the small business concern identified above and remain therewith.

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The rights held by the above identified small business concern are exclusive, and no rights to the invention are held by any other person or by any other concern, except for certain rights granted to the named inventor under that certain Commercialization Rights Agreement effective March 1998 between the above identified small business concern and the named inventor. I declare that the above identified small business concern has not assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person or entity that could not be classified as a small entity under 37 C.F.R. 1.9(f).

I acknowledge the duty to file, in this application for patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small business entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING
TITLE OF PERSON OTHER THAN OWNER
ADDRESS OF PERSON SIGNING

Adnan Shennib
President and CEO
InSonus Medical, Inc.
2506-B Technology Drive
Hayward, CA 94545

Signature

Adnan Shennib

Date

OCT 26 1998

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